

**TOWN OF DAVIE  
TOWN COUNCIL AGENDA REPORT**

**TO:** Mayor and Councilmembers

**FROM/PHONE:** Gary Shimun, Town Administrator 954 797 1034

**PREPARED BY:** Mayor Judy Paul

**SUBJECT:** Resolution Conservation Easements

**AFFECTED DISTRICT:** Townwide

**ITEM REQUEST:** **Schedule for Council Meeting**

**TITLE OF AGENDA ITEM:** EASEMENTS - A RESOLUTION OF THE TOWN OF DAVIE, FLORIDA, ADOPTING CONSERVATION EASEMENTS AS A METHOD OF ENSURING PERPETUAL PROTECTION OF THE TOWN'S PARKS, TRAILS AND OPEN SPACES BY PLACING DEED RESTRICTIONS ON THESE LANDS TO LIMIT THEIR USES TO THE PURPOSES DESIGNATED ON BEHALF OF THE RESIDENTS OF THE TOWN OF DAVIE; AND PROVIDING FOR AN EFFECTIVE DATE.

**REPORT IN BRIEF:** To provide for a method of adopting conservation easements to ensure perpetual protection of the Town of Davie's parks, trails and open spaces which are not presently protected by the terms of state and county grants.

**PREVIOUS ACTIONS:**

**CONCURRENCES:**

**FISCAL IMPACT:** not applicable

Has request been budgeted? n/a

**RECOMMENDATION(S):** Motion to approve resolution

**Attachment(s):**

RESOLUTION \_\_\_\_\_

A RESOLUTION OF THE TOWN OF DAVIE, FLORIDA, ADOPTING CONSERVATION EASEMENTS AS A METHOD OF ENSURING PERPETUAL PROTECTION OF THE TOWN'S PARKS, TRAILS AND OPEN SPACES BY PLACING DEED RESTRICTIONS ON THESE LANDS TO LIMIT THEIR USES TO THE PURPOSES DESIGNATED ON BEHALF OF THE RESIDENTS OF THE TOWN OF DAVIE; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, the Town Council of the Town of Davie is dedicated to the preservation of its parks, open spaces and recreational trails for the aesthetic and recreational benefits to the residents and for the protection of the Town's water bodies, wildlife habitat and other natural resources; and

WHEREAS, the residents of the Town have, by referendum, twice approved of the issuance of general obligation bonds for the expansion and improvement of the Town's parks, trails and open spaces; and

WHEREAS, the Open Space Advisory Committee was created to assist the Town Council in planning for the Town's open spaces and the Davie Area Land Trust, a not-for-profit organization, was formed to perpetuate the agricultural, recreational, scenic, and historic values of the land for the enjoyment of present and future generations; and

WHEREAS, a number of the Town's parks, trails and open spaces, including Robbins Lodge, Veteran's Park and Oakhill Equestrian Park, among others, are not presently protected by the terms of state and county grants; and

WHEREAS, conservation easements are a method of ensuring perpetual protection of the Town's parks, trails and open spaces by placing deed restrictions on these lands to limit their uses to the purposes designated; and

WHEREAS, it is the Town Council's intent to ensure that the Town's parks, trails and open spaces are forever protected and preserved on behalf of the residents of the Town of Davie;

NOW, THEREFORE, BE IT RESOLVED BY THE TOWN COUNCIL OF THE TOWN OF DAVIE, FLORIDA.

SECTION 1. That the Open Space Advisory Committee assists the Town Council in conducting an analysis of the Town's parks, trails and open space properties that are not otherwise protected by the terms of a grant or a specific agreement and prioritize these properties for placement on a conservation easement list;

SECTION 2. That the legal issues and associated costs involved with the placement of such conservation easements with a Conservancy or Land Trust be reviewed by the Davie Area land Trust in concert with the Town attorney and/or appropriate Town staff to ascertain the desired vehicle for holding said easements;

SECTION 3. This resolution shall take effect immediately upon its passage and adoption.

PASSED AND ADOPTED THIS \_\_\_\_ DAY OF \_\_\_\_\_, 2009

\_\_\_\_\_  
MAYOR/COUNCILMEMBER

ATTEST:

\_\_\_\_\_  
TOWN CLERK

APPROVED THIS \_\_\_\_ DAY OF \_\_\_\_\_, 2009

